

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER	<input type="checkbox"/>	DATE	<b>July 17, 2019</b>
MOTOR CARRIER MATTER	<input type="checkbox"/>	DOCKET NO.	<b>2019-176-E/2019-184-E 2019-185-E/2019-186-E</b>
UTILITIES MATTER	<input checked="" type="checkbox"/>	ORDER NO.	<b>2019-524(A)*</b>

**THIS DIRECTIVE SHALL SERVE AS THE COMMISSION'S ORDER ON THIS ISSUE.**

**SUBJECT:**

[DOCKET NO. 2019-176-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Each Electrical Utility's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended);

[DOCKET NO. 2019-184-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Dominion Energy South Carolina, Incorporated's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - S.C. Code Ann. Section 58-41-20(A);

[DOCKET NO. 2019-185-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Duke Energy Carolinas, LLC's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - S.C. Code Ann. Section 58-41-20(A);

-and-

[DOCKET NO. 2019-186-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Duke Energy Progress, LLC's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - Staff Presents for Commission Consideration the Joint Petition to Set Consolidated Schedule, Filed on Behalf of Johnson Development Associates, Inc. and South Carolina Solar Business Alliance, Incorporated.

**COMMISSION ACTION:**

Mr. Chairman, after hearing oral arguments from all parties on this matter, I believe judicial economy would not be served in consolidating the three primary dockets. As a result, Mr. Chairman, I move that we adopt the schedules proposed by Dominion [1] and DEP and DEC [2] and instruct the staff to set the prefiled testimony deadlines and hearing dates as suggested by the companies. It is important to recognize that we must have some flexibility to accommodate extraordinary circumstances due to the complexity of the subject matter, and so I move that we allow the scheduled dates to be altered by staff with the permission of the Commission Chairman.

These procedural schedules would best effectuate the statutory requirements of Act 62 and will afford all parties the maximum opportunity to litigate their positions on the matters before the Commission on a utility-specific basis. As referenced in the oral arguments, the parties may use any allowable Ex Parte proceedings (or other allowable mechanism compliant with Commission rules and regulations) for informational or technical purposes. The Commission would certainly consider such a request.

I would encourage the parties to work together in a spirit of cooperation to come to agreement or

settlement on any matters where such settlement is reasonable or possible. The Commission has a robust prehearing conference process that is available for the facilitation of potential agreements between the parties, as well as for other enumerated purposes, and I would ask that the parties jointly propose a time to hold prehearing conferences in each of the three resulting dockets.

Mr. Chairman, as we adopt these procedural schedules, it is appropriate to administratively close Docket No. 2019-176-E, since it will no longer be needed. In my view, we should leave open the other dockets, each of which will have a proceeding for a single utility. Lastly, I move that we set an intervention deadline in those dockets for Monday, August 12, 2019.

\* This Order has been issued to replace Order No. 2019-524 to correct a scrivener's error in which Commissioner Williams was shown as voting on the matter even though he was accurately shown as being absent on military leave.

<sup>[1]</sup> Matrix Provided by Dominion Energy South Carolina, Incorporated at the Public Service Commission's Advisory Committee Meeting on June 14, 2019

<sup>[2]</sup> DEC DEP letter and proposed Procedural Schedule filed July 5, 2019 in NDI 2019-11-E.

PRESIDING: Randall

SESSION: Regular

TIME: 2:00 p.m.

	MOTION	YES	NO	OTHER
BELSER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
ERVIN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WILLIAMS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u>

Military Leave

(SEAL)

RECORDED BY: J. Schmieding

